

AGENDA: August 6, 2002

4.1

CATEGORY: Consent

DEPT.: City Attorney

TITLE: Administrative Remedies for Enforcement
of City Codes (Second Reading)

RECOMMENDATION

Adopt AN ORDINANCE OF THE CITY OF MOUNTAIN VIEW PROVIDING FOR ADMINISTRATIVE CITATIONS, REMEDIES AND PENALTIES. (First reading: 6-0)

FISCAL IMPACT

The fiscal impact cannot be precisely calculated. Penalties or assessments levied under the proposed ordinance will accrue to the City rather than be shared with the County (as with criminal fines). It is anticipated that revenue generated will offset the cost of the enforcement activity.

BACKGROUND AND ANALYSIS

On July 23, 2002, the City Council conducted a public hearing on the proposed ordinance which would implement administrative remedies for the enforcement of City codes. The Council voted unanimously to introduce the ordinance and further directed the City Attorney to return to the Council in one year with a status report on how and to what extent the administrative remedies were used, including information on the extent to which the collection of these penalties, costs and assessments were attached to City water bills.

CONCLUSION

The adoption of this ordinance will add an additional tool for enforcement of City codes against recalcitrant violators. Administrative remedies as outlined in the ordinance follow State law aimed at creating a more efficient noncriminal remedy.

AGENDA: August 6, 2002

PAGE: 2

PUBLIC NOTICING—Agenda posting.

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Attachment: 1. Ordinance